G R S App F IX 4]

1942

File No 119-41

Previous References

(M)

Serial Nos 14 & 15, 249

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 3

Part B for 1942

SUBJECT

petition from Mr Komarla Ramakrishnaiah, Dharmakarta of Kodanda Ramaswamy Temple, Eluttamanu

2 Re Dt Khar Dept
L 8664 Dt 26.7.43
Issues Certain instructions in the matter

Serial No

Letter No R A 6/40 46 dt 24th July 1941 from the Rev Comm in Mysore stating that an extent of land measuring 356½ sq yds belonging to Sri Kodandaramaswamy Devru in Chintamani town was taken over for the improvement of the town 50 years ago without taking action under the provisions of the Mysore Land Acquisition Act and recommending that the municipality may be directed to grant a suitable site, by way of compensation, to the Dharmakartha of the said institution, as per orders of the then Deputy Commissioner Mr A V Syed Tajpeevan, the proceeds of the sale being utilised towards the maintenance of the temple

1) It is seen that the claim is an old and valid one and the temple has gone without any compensation for the land taken away for the formation of a road adjoining the temple - The Chintamani Town Mcty decided to give a Cash Compensation of Rs 75/-, which was not acceptable to the Dharmakartha of the temple, who pleaded that a suitable site for the maintenance of the temple may be granted to him

2) On an examination of the validity of the claims Mr Syed Tajpeevan the then Dy Commr of Kolar Dist passed orders on 24 7 28 that the local municipality should suitably compensate the institution as the land in question belonging to the temple was taken away without taking action under the provisions of the Land Acquisition Act, and obtained a mutchalika from the Dharmakartha of the temple that he will be satisfied if a site measuring 20x40 sqft to the West of the octroi office was granted in exchange The Mcty which was adviser accordingly did not give effect to the orders of the Dy Commr, who subsequently

NOTE—Contn Sheet

Appeal petition of Mr Komarla Rama krishnaiya, Dharmakarta of Sri Kodandaramaswamy Temple in Chintamani Town, for the grant of land in the town, as compensation

1273 [illegible]/41

To

of 194

General and Revenue Secretariat

Serial No

Ordered that the decision of the Mdly should be reconsidered in view of the fact that the grant of the said site was for the maintenance of the temple

3) Since then, the matter seems to have been overlooked and no effective action appears to have been taken to once dispose off am^t claims of the temple amicably, to the inconvenience and annoyance of the trustee of the temple

4) In view of these circumstances the Rev Comm^r recommends that Govt may be pleased to issue necessary orders directing the local Mdly to act as per instructions contained in the order dated 24-7-1928 of Govt taken by Comm^r of Kolar in regard to the payment of Compensation to the institution

5) Submitted for favour of orders

Spl 16/8

for 6) The Mdl Cl may be directed to give effect to the order of Govt dated 24-7-1928 passed by Comm^r in Lay Section dated 21-9-1928

Lawt Secy) HH 19-8

7) May be approved

Minister L-S-S) Hm 22/8/41

8) Law Section may be directed to proceed as the Govt suggested above

Hm 29-8-41

Asst Secy Law (Sec) HH 29/8 Hm 2918/41 HH 1/9/41

SECY LAW DEPT 20 AUG 1941 GOVT OF MYSORE

OFFICE OF THE MINISTER FOR L S G & P H Date 22-8-41 No 1120

SECY LAW DEPT 29 AUG 1941 GOVT OF MYSORE

Serial No

9) The facts of the case are fully stated in the P U D

10) The Rev Commissioner in the P U D suggests that Govt may issue necessary orders directing the Municipality to act in the instructions contained in the order of the Deputy Commissioner Rev A K Roy Paraan dated 24 7 29.

11) I feel that the refusal of the Rev "Com" is untenable in Law If Govt act [illegible] in accordance with the request of the Rev Com", then their act will be ultra-Vires The Claim of the Petitioner is more than 50 years old, & is barred by time, & as such Govt cannot direct the Municipality to act in accordance with the order of the Dy Com Such a direction would be invalid in law

12) Anyway, as a matter of grace the Petitioner may be given some relief & the Municipality may be persuaded to show some concession when, but if the Municipality refuse to show any concession, then Govt cannot put any pressure on the Municipal Council

13) It is an unfortunate case — but the fault lies on the Petitioner who did not take effective action to put forth his claim in an

NOTE—Contn Sheet

WD 01955—GPB—22 00—12-6 34

Appeal petition of Kamala Ramakrishnaya
& Subbiramaiah praying for the grant land to
1293. Sri Kothandaramaswamy temple
534

Jpl File No of 1941-42 General and Revenue Secretariat

adequate compensation.

14) Legally the Petitioners has no case at all & he cannot ask for any relief under Law. Anyway, the Govt. Rev. Com. cannot be granted as it is ultra vires the powers of Govt. to force the Municipality to give the required relief to the Petitioners.

(Law Secretary) 3 4/9/41

SECY LAW DEPT 5 SEP 1941 GOVT OF MYSORE

15) The legal right to claim compensation no longer exists. It is a matter entirely in the discretion of the Municipality or the Government to grant such relief by way of compensation or otherwise by giving him some other land, as he deserves some concession. Refer orders at para 8 supra.

(Minister) L S G 12/9/41 Hm

3 12/9/41

LSG M

OFFICE OF THE MINISTER FOR L S G & P H Date 13-9-41 No 1565

16) The Municipality may be advised that it would be in the interest of justice & the price of land applied for can be granted for the upkeep the Temple & report of action taken in this behalf may

Serial No

1565

be obtained early

S.G.
15/9/41

Hm
2
16/9/41

17) Asst Secy
Legl
Secy
3
16/9/41

MY B S A

18) Pl draft a letter to the D.C. Kolar accdgly
gm
15/9/41

19) Submitted with a draft letter to the D.C. Kolar 2101 as per orders at para 16 supra, for approval
15/9
Hm 18/9/41

SECY LAW DEPT
19 SEP 1941
GOVT OF MYSORE

20) In person before some Law Secy
para
19/9/41

21) Hm
2
19/9/41

22) Asst Secy
Legl
Secy
3
22/9/41

23) Issue
L
22/9/41

RECEIVING OFFICE
25 SEP 1941

To
The D C Kolar
No L 2676/41 dt 26/9/41
States that the H.C. of Chintamani may grant the site as applied for & calls for a report

29/10/41

NOTE—Contn Sheet

WD 03967—GPB—5 000—30 8 41

b) Petition of Mr Komarala Rama Krishnaiah, Dharmadarsi of Sri Kottandaramaswami temple, Chintamani Town

ML File No. 119 of 1941

General and Revenue Secretariat

Letter no A3.C 280/40-41 dated 30-1-43 from the Deputy Comr, Kolar Dist, furnishing a report in the matter

2) These papers relate to the representation of Mr Komarala Rama Krishnaiah Dharmadarshi of Sri Kodanda Ramaswamy Temple, Chintamani praying for the grant of lands in exchange for the extent of land taken by the Chintamani Town Municipality out of the lands endowed by his ancestors for the maintenance of the said temple

3) The lands belonging to the temple were taken by the Chintamani Town Municipal Council about 50 years ago and the petitioner has no legal rights against the Municipal Council. In the interests of justice, the D C Kolar Dist was requested to advise the Chintamani Town Municipal Council to grant a piece of land applied for by the Dharmakartha of the temple (the petitioner) for its upkeep

4) The Municipal Council are not prepared to grant the piece of land preferred by the party, while the latter

Hag S

Petition of Rev. Komarala Ramakrishnan Dharmadarsi of Sri Kothandaramaswamy temple, Chittoor Town

Continuation Sheet 4582 L | ML File No / Current No 11/4582 of 41 | Page 7

is unwilling to accept the one offered by the Hl Cl Gl - it is also reported that the Govt lands preferred by the petitioner are too valuable to be given away On these circumstances, the matter stands undisposed and the D C considers that the claims of the petitioner are exorbitant. He has accordingly stated that the president Chittoor Town Hl Cl was instructed either to grant a Site in the new extension at the place to the party or pay him a compensation of Rs 500 which he must agree to accept.

PUD

2) The by Courts report is Submitted for perusal with reference to para 16 Supra

Kmr 19243 SS 24/2

2) Since the D.C has stated that he has taken definite action as above No further action is called for The records may be returned to him after perusal - Reference to Supra

Lawley 24/2/43

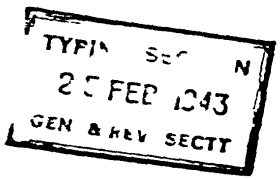
3) The D C is accordingly informed the party must either take a Site in the new extension or accept Rs 500/- to quite reasonable - Records may be returned

Lawley 22-2-43

Under Sec to G Office Put up 23-2-43 Lawley 24-2-43

SECRETARIAT
FOR L S G & P H
Date 23 2 43
No 6806

Petition of Mr Komarala Rama Krishnudu
c82 Dharmadarsi of Sri Kotandaramaswami
Continuation Sheet ML File No Temple Chintamani Town
Current No of 42 Page



Submitted with a draft letter to
the D C Kolar Dist-
Kam
24.2.43
GS 24/2
J Storey
24/2/43
To

The D C. Kolar Dist
Memo 8864 d 26-2-43
Issues certain instructions and
returns the records

B
Kam
27.2.43
GS 27/2

Revenue Petition No 42/1941

R1921

G R S APP F III—1]

GENERAL AND REVENUE SECRETARIAT

( )

NOTES

LR File No

FILE HEADING

Petition of Komarla Ramakrishnah Dharmadarshi of Sri ~~Kodda~~ Kodandaramaswamy Temple, Bhimtamain

FROM pet^r

No Dated 11-10-1941 Received 12-10-1941

Diary No 1921 | Enclos 1 | Spare copies — | Serial No 1

BRIEF ABSTRACT OF LETTER

Petition against the Rev Comr's order in RA No 6/40-41 dt 11-7-1941 praying that Exchange lands for the extent taken by the municipality of Bhimtamain, out of the lands endowed by his ancestors for the maintenance of the private temple of Sri Kodandaramaswamy, at Bhimta ~~mass~~

NOTES AND ORDERS

The petn bears Rs 2/- stamp and is in time

The Rev Comr's order in RA No 6/40-41 dated 11-7-1941 contains the facts of the case

The Rev Comr has held that the land was taken by the Municipality (Bhimtamain) for their purposes and it is for them to make good

He has also observed that a reffe might be made to Govt to direct the Municipality to act as per his instructions and dismiss the appeal of the appt

NOTES—First Sheet

WD 055 GPB—3700—28-1-39

1921

LR File No 534/1 of 1941 | General and Revenue Secretariat

As this is a question pertaining to the Municipality (of Kolarfamain Town) the paper may be transferred, if agreed to, to the L.S.G. Branch as there might be a reference in that Branch by the Revenue in the matter Submitted for orders.

20/10/41 The papers were examined by the Joint L.S.G. Section and the remarks is shown in detail in the note (vide) Ml 119, 41-44

Recommended, L.S.G. / Secy / for

Under if approved the report called for, from the D.C Kolar as in this office letter dated 26-9-41 will be awaited

---

This petition will be sent to the D.C Kolar with a reminder to this office letter dated 26-9-41 and the report of action taken called for

Law Secy / for 31-X-41

SECY LAW DEPT 31 OCT 1941 GOVT OF MYSORE

Hm 1/11/41 / for 1/11/41

Sealed with a draft.

3/11/41 Hm

To the D.C. Kolar No. X35-74 dt 7.11.41. Forwarded the petition and forwarded

3/11/41

Secy A (ML)

2765

General and Revenue Secretariat | File No | of 194 | [App F III—2

Serial No

Petition dt from K. Komarla Ramakrishna Dharmakartha Sri Kothanda Rama Swamy Temple Chendamangalam, praying early orders on his original petition

Subject with the above petition has been called for from the D.C. Kolar on 7.11.41. Report to be awaited.

Submit a reminder may be issued to the D.C Kolar District

26/11/41

26/11/41

26/11/41

NOTE—Contn Sheet

WD 04155—GPB—55 000—23 10 41

File No of 194

General and Revenue Secretariat

Serial No	

534

Office of the Revenue Commissioner Mysore

Dated, Bangalore 23rd July 1941

24

No R A 6/40-41

(Encls Records) +1 copy

From

MR 119-41-14

Rukn-ul-mulk
S Abdul Wajid Esq B A ,
Revenue Commissioner in Mysore

To

CHIEF SECY
25 JUL 1941
GOVT OF MYSORE

Rajasevaprasakta
B T Kesavaiengar Esq B A ,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore
Bangalore

Re appeal petition from Mr Komarla Rama Krishnaiva of Chintamani praying for the grant of land to Sri Kodandaramaswami temple at Chirtamani town

---

Sir,

In forwarding herewith the entire file of records received with the Kolar Deputy Commissioner's letter No A6 C 280/40-41 date 24th September 1940 (copy enclosed) on the above subject, I have the honour to state as follows -

For laying out a road adjoining Sri Kodandaramaswami temple in Chirtamani town, land measuring 356½ square yards belonging to Sri Kodandaramaswami temple is reported to have been taken over for the improvement of Chintamani town, about 50 years ago, when the twon municipalities were not in existence The petitioner, Mr Komarla Rama Krishnaiya who is stated to be the Dharmakartha of the temple which is a private institution, is reported to have been agitating since a long time for grant of adequate compensation to the institution

The petitioner has represented inter alia that his ancestors constructed the temple in question at great cost that valuable sites belonging to the said temple had been taken away, that several representations made by his father and himself ever since 1891 were referred to the Local Municipality and that so far no adequate relief was granted to him etc ,

The Municipal Counsil of the Chintamani Town Municipality is stated to have resolved in their meeting held on 30th January 1926, to grant a cash compensation of Rs 75/-to the temple but this was not acceptable to the Dharmakartha who insisted upon the grant of a site valued at Rs 500/- in front of the Santhe-gate in exchange

It is reported that the petitioner also sought for an interview with the Dewan to whom he presented a petition in the matter on 26th May 1928 This interview petition No 525 dated 26th May 1928, was referred to the Deputy Commissioner, Kolar District (Mr A K Syed Taj Peeran) direct, with a request to personally interest himself in the matter and settle it (the claims of the petitioner) to the satisfaction of all if possible"

Thereupon the Deputy Commissioner (Mr A K Syed Taj Peeran), after a careful consideration of the claims of the petitioner and after a spot inspection ordered on 24th July 1928 "that in view of the fact that a valuable site has been taken away without taking action under the provision of Land Acquisition Act, it is desirable to settle the claims of the temple amicably without resorting to acquisition proceedings as such a step is likely to create complications"

The Deputy Commissioner has further stated in his order that "the owner has given a mutchalika to the effect " that he will be satisfied if a site measuring 20 x 40 sq ft west of the Octroi office is granted to him in lieu of his claims and directed that "as the object of the petitioner is to utilise the site for the maintenance of the temple, the municipality wil be advised to reconsider the matter and decide accordingly" But this instruction of the Deputy Commissioner was not given effect to by the Municipality

The petitioner presented a further petition to the Dewan on 15th September 1934

On 27th October 1934 an endorsement was issued by the Deputy Commissioner (Mr T G Rama Iyer) directing the petitioner to select any unoccupied Government land for grant to the temple as the Municipality in the opinion of the Deputy Commissioner could not be compelled to grant a site in exchange

In pursuance of this order, the petitioner selected certain lands at Madikere, Hiranayapalli and Sokal villages in Chintaman taluk But as the villagers objected to the grant of these lands to the petitioner and as certain private rights had to be recognised in some of the lands (which are also very valuable) selected by the petitioner, the present Deputy Commissioner, Kolar (Mr G Sundara Rao) rejected the request of the petitioner for the grant of the above lands and directed in his order dated 25th November 1939, that the petitioner might select suitable lands elsewhere

Against this order of the Deputy Commissioner, the petitioner came up in appeal before this Office A copy of my order in the appeal case is herein enclosed for favour of perusal

I am of opinion that the order of the Deputy Commissioner Mr Taj Peeran dated 24th July 1928 is correct I cannot understand why no action was taken by the Deputy Commissioners who succeeded Mr Taj Peeran to insist upon the Municipality to give effect to his order This is an old claim and a valid one and the municipality ha to suitably compensate the institution for taking away the land belonging to the temple without paying any compensation In the circumstances, I request that Government may kindly be moved to issue necessary orders directing the Municipality to act as per instructions contained in the order of the Deputy Commissioner, (Mr A K Syed Taj Peeran), dated 24th July 1928 and suitably compensate the claims of the petitioner

The connected records accompany for reference and return when done with

I have the honour to be,

Sir,

Your most obedient servant,

R. M. Jones

Assistant Commissioner,
For Revenue Commissioner
Absent from the station

G R

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE

No R.A.6/40-41.

Dated, Bangalore, 2nd J u n e 1941

Revenue Appeal No 6/40-41

Appellant

Komarla Ramakrishniah, Dharmadarsi of Sri Kodandaramaswamy Temple at Chintamani

Subject -

This is an appeal against the order of the Deputy Commissioner, Kolar District, in his No R Dis A6.C 3055/38-39 dated 25-11-1939 refusing to - grant the lands selected by the appellant in Hiranyapalli, Chintamani - - Taluk, and asking him to select lands elsewhere, for being granted to him in exchange for the Temple lands acquired for improving the Chintamani - Town

Facts of the case

Facts of the case are as follows -

For laying out a road adjoining Sri Kodandaramaswamy Temple in - - Chintamani Town, an extent of land measuring 356½ square yards of land was utilised about 50 years ago when Town Municipalities had not yet come into existence The appellant before this Court who is stated to be the - - Dharmadarsi of the temple in question is agitating from a very long time for adequate compensation on the ground that valuable land belonging to - the temple had been taken away by the authorities It is also stated - that several of his representations which were referred to the Town Municipal Council were not satisfactorily settled A cash compensation of - Rs.75/- which the Municipal Council agreed to grant to the appellant in - their Resolution dated 30-1-1926 was not accepted by the appellant who - insisted upon the grant of a site in exchange in front of the Santhe Gate Chandy) As the matter was not settled, the appellant went on petitioning, and one of the petitions dated 26-6-1928 presented to the Dewan at an interview was forwarded to the Deputy Commissioner, Kolar District, with request to interest himself personally in the matter and settle it to satisfaction of all if possible Thereupon the then Deputy Commis-

Commissioner after going through the records passed the following order on 24-7-1928.- "I inspected the site which has been taken for widening the road. This might have been done under the executive order of the Deputy Commissioner. This road has improved the - beauty of the town ... is of great importance to the public. To the West of the Temple another road has been laid out In this manner a large slice of the Temple land has been taken away. This land is very valuable at present but it was the opening of the road that - increased the importance of this locality

The Municipality offered sites in the extension out, they are not of great value The Municipality finally decided to give money compensation of Rs.75/- to the owner but the latter is not agreeable to accept this money He insists on being given a site near the - Shandy in exchange for the Temple land This site is very valuabl and it is estimated to fetch not less than Rs 500/- if auctione The Municipality has decided to allot sites for shops on the Nor side of the Shandy and have sent up the requisition to the Executi Engineer, Sanitary and Town Planning Division, for sending a plan The object of the petitioner is not to appropriate the site for hi self but to construct a shop and endow it to the Temple

In view of the fact that a valuable site has been taken aw without taking action under the provisions of the Land Acquisitio it is desirable to settle the claims of the Temple amicably wi tho resorting to acquisition proceedings as such a step is likely to create complications The owner has given a muchalika that he be satisfied if a site measuring 20 x 40 square feet West the Octroi Office is granted to him in lieu of his claims. As of the petitioner is to utilise the site for the maintenance temple the Municipality will be advised to reconsider the m decide accordingly "

As the matter was not settled by the Municipality a by the Deputy Commissioner the appellant's agitation conti

and gave another petition to the Dewan on 15-9-1934, with reference to which an endorsement was issued to him by the Deputy Commissioner asking him to select any unoccupied Government land for the grant to the Temple Accordingly the appellant selected lands in three villages the details of which are given in the margin, and prayed that they might be granted to him in full settlement of the claim. The lands in Seekal and Madikere villages could not be granted as they contained valuable fruit bearing tamarind trees and similarly the land in Hiranyapalli was also refused by the Deputy Commissioner as it was an old village site wherein there were some private rights, and directed the petitioner to select lands elsewhere on 20-11-1939 Hence the present appeal

Village	Extent, A.	G	
1) Madikere	5 -	0	Old village site
2) Hiranyapalli	3 -	10	"
3) Seekal	3 -	0	"

The appellant contends inter alia that this is a dispute pending from the last 50 years that he has incurred an expenditure of to 8 hundred Rupees yet there is no final disposal in the matter prays that the lands selected by him may be ordered to be granted to direct the authorities to pay needful compensation as per acquisition Rules

The case came on for hearing on the 2nd June 1941, when the appellant and his Counsel were present and heard

O R D E R

The land was taken by the Municipality for their purposes, it is for them to make good I think. The order of Mr Taj Peera I think correct A reference may be made to Government to direct the Municipality to act as per his instructions The present appeal is dismissed

(Sd) S Abdul Wajid,

[redacted] R.C. 230/40-41 dated 24th September 1940, from the [redacted] Commissioner, Kolar District, to the Revenue Commissioner Mysore.

Appeal petition from Komerla Ramakrishniah, Chintamani praying for the grant of land to Sri Kothandaramaswami temple

---

With reference to your O M No App 6/40-41 dated 17-7-1940, calling for the entire proceedings connected with the above subject, I have the honour to forward herewith the file of records received from the Sub Division Officer, Chickballapur, with his memo No Sl Muz C 66/40-41 dated 11-9-1940, together with this office notes wherein the facts of the case have been discussed in full for favour of reference and return after done with

---

Copy

K.M Ramaswamy
For Revenue Commissioner

Appendix F G—1]

SUBJECT

Section ML

File No 119-41

Serial No 15

Diary No of letter replied to

No L2676 The Deputy Commr

To Ex-records Kolar Dist

Sir,

Subject —

Appeal petition from Mr Komarla Ramakrishnaiya of Chintamani town re the grant of land to Sri Kodandaramaswami temple at the place

General and Revenue Secretariat

( )

the *193*

Date of issue 26th Sept '41.

Signed by M. G. Ramachandra Rao

Adverting to your letter No A6-C280/40-41 dt 24th Sept 1940 addressed to the Rev Commr in Mysore on the above subject I am directed to state that it would be in the interest of justice if the Chintamani Town Municipal Council could grant the piece of land applied for by the Dharmakarta of the said temple for its upkeep and to request you

Govt consider that

List of enclosures

Copied by

Examined by

WD 0278—GPB—30 000—4 8 38

to advise the said municipal
Council accordingly, ~~and to submit~~
A report of action taken in this
may be submitted to Govt
behalf very early
The records accompany
The matter may kindly be treated as very
urgent

I Kaviek

Hm
19/9/41
for ~~Sec~~ Secretary to Govt
Law Deptt
Advt 18/9

Memo no L 2677/IPL dated 26 th Sept '41
copy of the above is forwarded
with the records in regard
for information and reference to his
letter no R.A 6/40-41 dated 22/7/41

Dy
for
Dr Secy to Govt
Law Deptt

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L2676/MC 119-41-15 *Dated, Bangalore, 26th* Septr. 1941.

FROM *L-R : records*

The Secretary to the Government of His Highness the Maharaja of Mysore
Law Department.

To

The Deputy Commissioner,
Kolar District.

Sir,

Subject.- Appeal petition from Mr.Komarla Ramakrishnaiya of Chintamani Town re: the grant of land to SriKodandaramaswami temple at the place.

Adverting to your letter No.A6-C.230/40-41 dated 24th September 1940 addressed to the Revenue Commissioner in Mysore on the above subject, I am directed to state that Government consider that it would be in the interest of justice if the Chintamani Town Municipal Council could grant the piece of land applied for by the Dharmakartha of the said temple for its upkeep and to request you to advise the said municipal council accordingly. A report of action taken in this behalf may be submitted to Government very early.

The records accompany.

The matter may kindly be treated as very urgent.

I have the honour to be,
Sir,
Your most obedient servant,

Sd/- H.V.Narayana Rao,
Secretary to Government,
Law Department.

Memo No. L2677/MC Dated, Bangalore, 26th Septr. 1941.

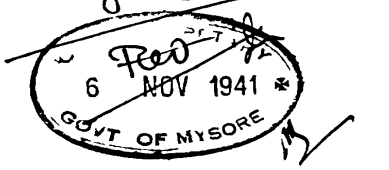
Copy of the above is forwarded with compliments to the

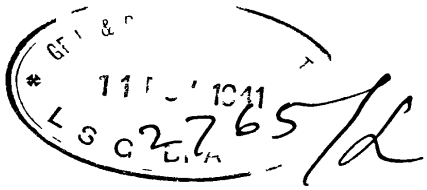
Revenue Commissioner in Mysore for information with refer
to his letter No.R.A.6/40-41 dated 24th July 1941.

By Order,

For Secretary to Governmen
Law Department.

By Regd Post





To

The Chief Secretary
to Mysore
Bangalore

HV B K S

Most Respected Sir

I beg to bring to your kind notice the following prayers for your kind Consideration and favourable early orders

I presented a petition for the orders of Government before the Dewan of Mysore dated 11-10-41 regarding the grant of Land or for the payment of reasonable Compensation for the land belonging to Sri Kodanda Rama Swamy Temple, Constoncted by my forefathers at Chintamani

I beg to request you that the said petition and the connected Records with the recommendation of the Revenue Commissionar may kindly be perused and final orders may kindly be passed early as the claim is pending disposal for over fifty years

For which act of benevolance I shall ever remain grateful to you and pray

I beg to remain
Your's obediently
[illegible]
petitioner

Address
Komarla Ramakrishniah
Dharma Kartha of
Sri Kodanda Ramaswamy
Temple
Chintamani Town

Appendix F G—1]

SUBJECT

Section Jud

File No

Serial No

Diary No of letter replied to 5384/A

No L3574/Ea2 Jeroodly

To The D C Kolar Dist
Kolar.

General and Revenue Secretariat

( )

the *19*

Sir,

I am directed to forward herewith the petition D/10 10 dt/ received in original, from Komarala Ramakrishnaiah, Dharmadarshi of Sri Kodandaramaswamy Temple, Chintamani, addressed to the Dewan praying for the grant of lands in exchange for the extent of land taken by the Chintamani Town Municipality out of the lands endowed by his ancestors for the maintenance of the Sri Kodandaramaswamy Temple

Date of issue The 10th Dec. 41.

Signed by for C. Ramachandra Rao.

In continuation of this office letter No 2467 Jud 119-41-15 dated 9th Dec. 41

List of enclosures

Copied by

Examined by

WD 03695—GPB—30 000—29 1 40

at Chintamani, ~~in Continuation of this~~

office letter No. A2676 D/26/44 dated and

I am to request you to forward ~~to~~ the

report of action taken in the matter, as already called for

~~In favour of An Urgent reply~~

~~is requested~~

I have etc

for

Dy Secretary to Govt

Law Deptt

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat.

Dated Bangalore, 7th November 1941.

No L 3574/Ex. two only

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore,
Law Department

To

The Deputy Commissioner,
Kalar District

Sir,

In continuation of this office letter No L 2676/M1 119-41-15 dated 26th September 1941, I am directed to forward herewith the petitic dated 10th October 1941, in original, received from Komarala Ramakrishni Dharmadarshi of Sri Kodandaramaswamy Temple, Chintamani, addressed to th Dewan, praying for the grant of lands in exchange for the extent of lanc taken by the Chintamani Town Municipality out of the lands endowed by h ancestors for the maintenance of the temple of Sri Kodandaramaswamy at Chintamani and to request you to be so good as to forward the report of action taken in the matter as already called for

I have the honor to be,
Sir,
Your most obedient servant,

For Secretary to Government
Law Department

SR/2

No A3 C 280/40-41
Enc 5 files

Office of the Deputy Commissioner,
Kolar District,
Dated, Kolar the 30th January 1943

To

The Secretary to Government of Mysore,
Law Department,
Bangalore

4582

Subject - Petition of Mr Komarla Rama Krishnaiah, Dharmadarsi of Sree Kothandaramaswami temple, Chintamani Town

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Sir,

In continuation of my letter of even No dated 26-10-42 on the above subject, I have the honour to forward herewith two files of records received from the Sub Division Officer, Chickballapur, with his No S1 C 923/41-42 dated 21-12-42 and S 1 C 1681/41-42 dated 23-11-42 and to state as follows -

2. The temple of Sree Kothandaramaswami is a private institution founded and maintained by the charities of the ancestors of the petitioner Mr Ramakrishnaiah About 50 years ago an extent of lands measuring 356 square yards, belonging to the temple was taken up for the formation of municipal Roads The Dharmakarthas of the temple claimed the grant of land in exchange Thereupon the municipal council, Chintamani resolved in January 1926 to grant a cash compensation of Rs 75/- for the benefit of the temple This was not accepted by the petitioner Ramakrishnaiah and he continued to urge for a reasonable and liberal grant of compansation One of his petitions to Government was received in this Office in June 1928, whereupon the then Deputy Commissioner Mr A K Syed Taj Peeran, inspected the land used for the Municipal roads when the parties were also present He recorded that the site selected for grant in exchange was worth Rs 500/- and that as that locality was reserved for the extension of shandy shops, the petitioner might select another site The question was not settled till 1934 when the petitioner applied again for the settlement of the claim As the Municipality could not be compelled to grant the site selected, an endorsement was issued by this office to the petitioner to select Government Unoccupied land Certain valuable lands containing heavy malki

malki such as Tamarind trees etc , situated in the old gramanatha of Madikere village and in Seekal and Hiriappanahalli were selected by the petitioner for being granted in exchange After correspondence the Sub Division Officer,ordered in his No Sl C No 180/38-39 dated 2-8-38 that the petitioner was entitled to compensation of Rs 500/- only Mr G Sundara Rao, thereupon issued an endorsement on 25-11-39 that these lands could not be granted to the temple and that the Darmakartas might choose lands else where Thereupon the petitioner went in appeal to the Revenue Commissioner with the result that his appeal was dismissed ' A reference was made by the Revenue Commissioner to Government, to direct the Municipality to grant relief to the petitioner as per orders of Mr A F Syed Tajpeeran referred to above

3 The President of the Municipal Council has again reported on 9-12-41 that the site near the shandy midan is reserved by the Municipality and that it cannot be granted to the temple The Municipal council have resolved on 13-4-42 either to grant a site or to pay cash compensation to the temple The question is pending for a long time owing to the exorbitant clairs of the petitioner who is not agreeable to accept a reasonable amount of compensation I have also inspected the site in question The site selected by the petitioner is too valuable to be given in exchange nor can any building be allowed on that land The party must agree to take a site in the new extension or to accept Rs 500/- as compensation which the Municipality will pay Instructions to the President of the Council will be issued accordingly

4 In these circumstances, no further action is necessary

5 The vernacular file of records on the subject and the 3 files of this office as noted belwo are enclosed for reference and kind return when no longer required

1 D Dis C 2417/27-28 dated 26-7-28
2 R Dis A6 C 3055/38-39 " 29-11-39
3 L Dis A6 C 972/34-35 " 27-10-39

I have the honour to be,
Sir,
Your most obedient servant,

G Venkata Krishna Rao

For Deputy Commissioner,
Kolar District

IS 2

Appendix F G—1]

SUBJECT

Section hrl

File No 119-61

Serial No 2 64

Diary No of letter replied to

No L 8664

To

General and Revenue Secretariat

( )

the *194*

The D C Kolar West-

Sir

With refce to the correspondence ending with your letter no A3 c 280/40-41 dated 30-1-43 re: the petition of Mr Komarla Rama Krishnaiah, Dharmadarsi of Sree Kottanda Ramaswamy temple, Chintamani Town, I am directed to State that Govt consider that your proposal to offer the party-cutter a Site in the extension at the place or a Cash compensation of Rs 5000 in lieu of the land (belonging to the

Date of issue 26/2

Signed by Jwt G. R Rao

List of enclosures

Copied by

Examined by

WD 04161—GPB—60 000—24 10 41

Said (temple) taken by the Christiansund Town Municipal Council, is quite reasonable and action may therefore be taken as proposed in the letter under above cover.

The records accompany

C Land Elc

for Secy to Govt.

Memo 8665 926/2 Land Dept.

Copy w/c to the Comptroller for information

B.O.

for Secy to Govt.

Land Dept.

App F XI—4]

File No J 34/C.

Serial No

Sus Regr No 10

Shall a reminder issue to D.C. Kelaa
L 2676 of 26-9-41
L. 3574 of 7.11.1941

for a reply to this Office No dated the

Subject Grant of exchange lands to Kumarala Ramakrishniya, Dharmakarta of Sri Kodandaramaswamy temple, Chintamani

REMINDERS

No	Date	
L/14534	28-11-41	
L 6986	9-2-42	
L 8421	18-3-42	
L 2226	21-10-42	

WD 099—G I B—5000—11 7 40

GENERAL AND REVENUE SECRETARIAT

SECRET 3787

Dated, Bangalore 21-10-42

D O No L 4226

Dear Sir,

I am desired to invite reference to this Office letter No L-2676 dated 26-9-41 and L 35747/1141 and the subsequent reminders ending with No L 2442 dated 29-8-1942 on the subject of the grant of exchange lands to Mr Komarla Rama-krishnaiya, Dharmadarsi of Sri Kothanda-Ramaswamy Temple, Chittamani, and to ~~I am to~~ request you to be so good as to ~~furnish us an explanation in this behalf~~ expedite your reply thereto, as the matter has been pending for a ~~long time~~ year ahead

Yours sincerely,

for
Under Secy

To The D C Kolar Dt
(by name)

4th reminder Immediate

GENERAL AND REVENUE SECRETARIAT

3787

Bangalore, Dated, 29.8.42

D O No L 2442

Dear Sir,

I am desired to invite reference to this Office letter No L 2676 dated 26-9-41 and L 35740/7/1142 the subsequent reminders ending with No L 8424 dated 18-8-1942 on the subject of the grant of exchange lands to Mr Konanda Ramakrishnayya, Dharmadarsi of Sri Kethandeswamy Temple, Chintamani, and to

~~2. I am~~ to request you to be so good as to expedite your final reply thereto, as the matter has been pending for a long time The matter is more than nine months old

Yours sincerely,

29/8/42

To

The D C. Kolar (by name)

3787/K

GEN & P SECRET T
2-JAN 42
L S OFFICE OF BRANCH

GOVERNMENT OF MYSORE

Telegraphic Address

No A6 C 280/40-41
Encls one

The Deputy Commissioner,
Kolar District,
K o l a r
Date 25th December 1941

To

SECY LAW DEPT. 29 DEC 1941 GOVT OF MYSORE

H V Narayana Rao, Esq , B A ,LL B ,
Secretary to Government of Mysore,
L a w Department, Bangalore

Sir,

Subject -Re grant of lands in exchange to Mr Korarla Ramakrishnaiya, Dharmadarsi of Sri Kodanderaraswamy temple at Chintamani ~~Taluk~~

With reference to your letter No L 2676/M 1 119-41-15 dated 26th September 1941 and subsequent letter No L 3574 dated 7th November 1941 calling for a report of action taken in the matter of the grant of lands in exchange for the extent of land taken by the Chintamani Town Municipality out of the lands endowed by the ancestors of the petitioner for the maintenance of the temple referred to above etc , I have the honour to forward herewith a copy of letter No M C 48/41-42 dated 9th December 1941 received from the President of Chintamani Town Municipal Council in the matter, for kind information of Government The President says that the site applied for by the petitioner cannot be given as it has been ~~xxxxxxx~~ reserved for the Municipality and that the petitioner has been required to select and apply for some other site He has however been requested to take further action as reported in his letter referred to above and to submit his final report in the matter, on receipt of which a further communication will be made to you

I have the honour to be
Sir,
Your most obedient servant,

Deputy Commissioner,
~~Kolar~~ District

Subject for perusal final reply will be awaited
5/1/42

In perusal
Law Secy 5/1/42

VKR

5/1

6/1/42

Letter No H C 48/41-42 dated, 9-12-1941 from the President, Town Municipal Council, Chintamani, to the Deputy Commissioner, Kolar District

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With reference to your letter No A6 E 280/41-42 dated 20-11-1941 calling for a report of action taken in the matter of grant of lands in exchange of those taken by Chintamani Town Municipality out of the lands endowed by the ancestors of Mr. Korarla Ramakrishniah for the maintenance of Sri Kodandararaswami temple at Chintamani, I beg to state that from the records available on the subject it is seen that Mr Korarla Ramakrishniah had applied for a site measuring 20 x 40 square feet in exchange of the extent of temple lands taken by the municipality out of vacant space to the north of the shandy compound by the side of the N.G road when there was a proposal by the municipality to form sites in this open space and sell them in public auction for the construction of shops As this proposal has been subsequently dropped by the municipality and the vacant space has been reserved, the case of the petitioner for the grant of a site in that place as applied by him cannot be considered He has therefore been asked by issue of a notice to select some other site and apply to this office ~~xxxxx~~ within a week from to-day On receipt of further application from the petitioner, necessary further action will be taken in the matter

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"C o p y"

S. Narayana 25/12

Deputy Commissioner,
Kolar District

VKR

3545/L-

GEN & REV SECRET
15 DEC 1941
OFFICE OF BRANCH

GOVERNMENT OF MYSORE

Telegraphic Address

THE DEPUTY COMMISSIONER,
KOLAR DISTRICT

No A.6.C. 280/40-41
Encls

Date 12th December 1941.

To

H V NARAYANA RAO, Esqr , B.A., LL B ,
Secretary to the Government of Mysore,
LAW DEPARTMENT, Bangalore

SECY LAW DEPT 13 DEC 1941 GOVT OF MYSORE

Sir

Subject - Regarding grant of certain land in exchange to Mr Komarle Ramakrishnaiya, Dharmadarsee of Sri Kotharda-raraswary temple at Chintamani.

-

With reference to your reminder letter No.L 4534 dated the 28th November 1941 calling for report of action taken with regard to the above subject, I have the honour to state that in accordance with the instructions issued by Government in their order No L 2676/M1 119-41-15 dated 26th September 1941, the Sub Division Officer, Chickballapur, has been requested to advise the Municipal Council of Chintamani in the matter of the grant of the piece of land applied for by the petitioner Mr Ramakrishnaiya, Dharmadarsee of the temple referred to above for its up keep and to submit a report of action taken in this behalf The petition received subsequently from the said person, sent to this office with your letter No L 3574/ dated 7/11/1941 has also been forwarded to the Sub Division Officer for report The report of action taken in the matter as called for has not been received from him though he was reminded He has this day also been reminded to expedite the submission of the report On receipt of which, further report will be submitted for information of Government as called for in the matter

OFFICE OF THE MINISTER FOR L S G & P H
Date 24.12.1941
No 3842

I have the honour to be,
Sir,
Your most obedient servant,

Senior Assistant Commissioner,
For Deputy Commissioner,
Kolar District
(Absent from Headquarters)

Sahib's personal Instructions
reports will be awaited.
22/12/41
On perusal Reports
Ministers orders dated 15-12-41 (Sd) M
(For Minister)
Hudson Esq
24.12.41
31.12.41

Appendix F G—1]

SUBJECT Grant of land in exchange to Mr Komarla Rama-Kamachamma, Dharmadarsi of Sri Kandaulaaneswami Temple, Chintamanam

Section

File No

Serial No

Diary No of letter replied to

No L 4936

To

General and Revenue Secretariat

( )

the *19*

The DC Kolar Dt

Sir

Date of issue 18.11.42

I am directed to invite reference to the correspondence ending with your letter No A 3 C 280/40-41 dt 26-10-1942, and to observe that the question has been pending for over a year now, ~~and that~~ in pursuance ~~I am to request~~ that such delays are avoided ~~would not take place~~ by issuing ~~if your office send but~~ strict to the Subordinate offices reminders promptly and regularly.

Signed by Mr GR Rao

I have &c

for

Sr Lawleys

List of enclosures

Copied by

Examined by

2647/2

Immediate
No A 3 C 280/40-41

Office of the Deputy Commissioner,
Kolar District,
Dated, Kolar, the 26th October 1942

To

The Secretary to the Government of Mysore,
Law Department,
Bangalore

Sir,

Sub ject - Grant of land in exchange to Mr Komarla Ramakrishnaiya, Dharmadersi of Sri Kodandaramaswami Temple, Chintamani

- - - - -

With reference to your Office D.O No L 4226 dated 21st October 1942 on the above subject, I have the honour to state that the report of the Sub Division Officer, Chikballapur, on the points referred to in my letter of even number dated 31st August 1942 has not yet been received He has been reminded again to submit the records with his opinion without further delay The final report will be sent to you shortly after his report is received

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Kolar District

IV 2

SECY LAW DEPT 4645 GOVT OF MYSORE

OFFICE OF THE MINISTER FOR L S G & P H
Date 6-11-42
No 3612

/

It is for orders if the observations above should be communicated to the D.C Kolar &Z
A draft is put up

m
16/11

Dsm
16 11 42

Issued no L.4936 dy 16/11/42

Sr.O.A
m
16/11

VI G 7]

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

GENERAL AND REVENUE SECRETARIAT

No L 6987 dated the 9th Feb 1942

To

The Deputy Commissioner
Kolar District
Kolar

OFFICE OF THE DEPUTY COMMISSIONER
10 FEB 1942
GI No
KOLAR DISTRICT

SUBJECT

R/C — Grant of Exchange lands to K Komarala Ramakrishnaiya Dharmadarsi of Sri Kottandaramaswamy Temple, Chintamani

SIR,

I am directed to invite attention to the marginally noted communication and to request that the Government of His Highness the Maharaja may be informed, in the column opposite of the cause of delay in furnishing a reply and of the approximate date on which reply may be expected

I am also to request that the reply to this reminder may be sent not later than the

I have, etc,

Secretary to Government,
Law Department

REPLY

No A&E 280/40-41 dated the 10/2/1942

SECY LAW DEPT
14 FEB 1942
GOVT OF MYSORE

To

The Secretary to the
Government of H H the
Maharaja of Mysore,
Law Department
Bangalore

Sir,

In reply, I have the honour to state that the required report as promised by the President of Chintamani Town municipality in the matter of granting an extent of site in exchange to the applicant Mr K Komarala Ramakrishnaiya has not been yet received. He has been reminded to expedite the matter and submit the final report, on receipt of which, further communication will be made to you in due course

I have the honour to be
Sir
Your most obedient servant

for Deputy Commissioner

* Previous reminders

1) No L 4534 & 28 11 1941

WD 088—GPB—5 000—31 7 40

GRS III—3] 9 NoR 1921

ROUTINE NOTES 534/2 PWD

[To be used only for notes, requisitions, etc , not intended for permanent record]

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mbd

This is merely above the acquisition of the temple land for a public purpose & it is ascertained from the previous papers of the L-S-G. that there is a res case on the subject [Mayor has no doubt dealt with this legal case]

GS 20/10

please file

L-S-G for kind Compliance

MRNS

GS 20/10

mbd. The previous file is put up for reference and return, when no longer required

Asst Secy

29/10

Secy

N B —*Should routine notes be written on small slips the notes must be copied or slips pasted on this form*

WD 05639—36 000—GPS—20 3 400

5-934/L

GOVERNMENT OF MYSORE

Telegraphic Address

OFFICE OF 6 / R 1942

THE DEPUTY COMMISSIONER,
KOLAR DISTRICT,
KOLAR

No A 6 C. 280/40-41.
Encls

Date 1st April 1942.

To

H.V.NARAYANA RAO, Esqr., B.A., LL.B.,

SECRETARY TO THE GOVERNMENT OF MYSORE,
LAW DEPARTMENT, B A N G A L O R E

Sir

Subject - Regarding grant of lands in exchange to Mr.Komarle Ramakrishnaiya, Dharmadarsee of Sri Kothandaramaswamy, temple at Chintamani

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With reference to your reminder letter No.L 8424 dated 18th instant on calling for report of action taken on the above subject, etc., I have the honour to state that the final report in the matter of the grant of land in exchange as promised by the President of the said Municipal Council has not been received as yet although he was reminded more than once in the matter. The President has however this day been reminded once again to expedite his report, on receipt of which a further communication will be submitted for kind information of Government in the matter as called for.

I have the honour to be,
S i r,
Your most obedient servant,

FOR DEPUTY COMMISSIONER,
KOLAR DISTRICT.

DPR 3.

GEN & R I SECRETARIAT
1422
-2 SEP 1942
L S G BRANCH

Urgent

No A3.C 280/40-41

Office of the Deputy Commissioner,
Kolar District
Dated, Kolar the 31st August 1942

To

The Secretary to Government,
Law Department,
Bangalore

SECY LAW DEPT
1942
GOVT OF MYSORE

Subject - Grant of land in exchange to Sri Komarla Rama-Krishniah, Dharma darsi of Sree Kothandarama Swamy Temple, Chintamani

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With reference to reminder No L 2442 dated the 29th instant on the above subject re the submission of a final report, I have the honour to state that the Municipal Council, Chintamani have since resolved that they would meet the cost of the land to be granted in exchange or pay cash compensation that may be awarded by the Land Acquisition officer The Sub Divisional officer, Chickballapur was requested in this office even No Dated 28-8-42 to expedite his report after consulting the party His report is not yet received in this office and he has been reminded to send up a final report with complete information without any delay I shall send my report soon after his report is to hand

I have the honour to be,
Sir,
Your most obedient servant,

for Deputy Commissioner,
Kolar District
(Absent from station)

MS 2

Further report will be awaited

2/9/42

2/9/42